

Chapter LIRC 2

UNEMPLOYMENT COMPENSATION

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LIRC 2.01 Petitions. (1) A petition for commission review of an appeal tribunal decision under s. 108.09 or 108.10, Stats., shall be received within 21 days after the date of mailing of the decision to the parties and during regular office hours by an employe of the job service division, department of industry, labor and human relations, or an employe of the commission, at:

- (a) Any job service office, or
- (b) A hearing office of the job service division, or
- (c) The central administrative office of the department, bureau of legal affairs, job service division, 201 East Washington Avenue, P.O. Box 7905, Madison, Wisconsin 53707, or
- (d) the office of the labor and industry review commission, room 453, 201 East Washington Avenue, P.O. Box 8126, Madison, Wisconsin 53708.
- (e) In the case of an interstate claimant one of the above or by a qualified employe of the agent state in which the interstate claimant files claim.

(2) Petitions by the department shall be filed only at the office of the commission.

History: Cr. Register, March, 1981, No. 303, eff. 4-1-81; am. (1) (intro.) and (c), cr. (1) (d) and (e), r. and recr. (2), r. (3), Register, August, 1982, No. 320, eff. 9-1-82.

LIRC 2.02 Other than benefit claims. **History:** Cr. Register, March, 1981, No. 303, eff. 4-1-81; r. Register, August, 1982, No. 320, eff. 9-1-82.

LIRC 2.03 Hearing tapes. Copies of hearing tapes may be requested and obtained according to s. 108.09 (5), Stats., from the job service division, department of industry, labor and human relations, bureau of legal affairs, 201 East Washington Avenue, P.O. Box 7905, Madison, Wisconsin 53707.

History: Cr. Register, March, 1981, No. 303, eff. 4-1-81; am. Register, August, 1982, No. 320, eff. 9-1-82.

LIRC 2.04 Transcripts. Copies of transcripts may be requested and obtained according to s. 108.09 (5), Stats., from the labor and industry review commission, room 453, 201 East Washington Avenue, P.O. Box 8126, Madison, Wisconsin 53708. A fee of 50 cents per page, or a minimum fee of 10 dollars which shall constitute the advance fee under s. 108.09 (5) (b), Stats., shall be charged. Upon proper showing of financial inability to pay for copies of such testimony or proceedings, the commission may furnish copies of transcripts on such terms as may be agreed upon. Transcripts shall be furnished after payment of the fee, except that a transcript need not be furnished if the requesting party

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does not file a timely appeal and the right to further appeal has expired. In such a situation the commission shall refund all or part of the advance payment after taking into account how much of the transcript was completed.

History: Cr. Register, March, 1981, No. 303, eff. 4-1-81; am. Register, August, 1982, No. 320, eff. 9-1-82.

LIRC 2.05 Briefs. Upon request the commission shall establish a briefing schedule, and each party may file with the commission briefs or memoranda within the time limits of the briefing schedule.

History: Cr. Register, March, 1981, No. 303, eff. 4-1-81.

LIRC 2.06 Judicial review. Judicial review of any commission decision under either s. 108.09 or 108.10, Stats., shall be commenced in the manner and upon the grounds specified in s. 108.09 (7), Stats., and not under ch. 227 or s. 801.02, Stats. Service of the summons and complaint shall be made upon a commissioner or agent authorized by the commission to accept service. Service may be made at room 453, 201 East Washington Avenue, P.O. Box 8126, Madison, Wisconsin 53708. The labor and industry review commission and the adverse party shall be made defendants. The adverse party is the one in whose favor the commission's decision was made.

History: Cr. Register, March, 1981, No. 303, eff. 4-1-81.